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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

PEDRO DUARTE SANCHEZ ET AL.,

Defendants.

CASE NO. 1:22-CR-00305-JLT-SKO

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
ORDER

CURRENT DATE: November 15, 2023
TIME: 1:00 p.m.

COURT: Hon. Sheila K. Oberto

Plaintiff United States of America, by and through its counsel of record, and defendants, by and through defendants' counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for status on November 15, 2023. The parties agree to vacate the upcoming status conference.
2. By this stipulation, Pedro Sanchez now moves to set his case for a change of plea hearing before the Hon. Jennifer L. Thurston at 10:00 a.m. on December 11, 2023, and to exclude time between November 15, 2023, and December 11, 2023.
3. By this stipulation, Vanessa ARAUZA now moves to set her case for a change of plea hearing before the Hon. Jennifer L. Thurston at 10:00 a.m. on April 29, 2024, and to exclude time between November 15, 2023, and April 29, 2024.
4. The parties agree and stipulate, and request that the Court find the following:
 - a) The government has represented that the discovery associated with this case

1 includes body-worn camera, investigative reports, photographs, aerial surveillance video, audio
2 records, and other evidence. All of this discovery has been either produced directly to counsel
3 and/or made available for inspection and copying. In addition, the government has confidential
4 discovery that it has made available to defense at the government's office.

5 b) Counsel for defendants desire additional time to consult with their clients, conduct
6 investigation and research related to the charges, review and copy discovery for this matter,
7 discuss potential resolutions with their clients, and to review the offer made by the government.

8 c) Counsel for defendants believe that failure to grant the above-requested
9 continuance would deny them the reasonable time necessary for effective preparation, taking into
10 account the exercise of due diligence.

11 d) The government does not object to the continuance.

12 e) Based on the above-stated findings, the ends of justice served by continuing the
13 case as requested outweigh the interest of the public and the defendant in a trial within the
14 original date prescribed by the Speedy Trial Act.

15 f) As to Pedro SANCHEZ, for the purpose of computing time under the Speedy
16 Trial Act, 18 U.S.C. § 3161, et seq., within which trial must commence, the time period of
17 November 15, 2023 to December 11, 2023, inclusive, is deemed excludable pursuant to 18
18 U.S.C. § 3161(h)(7)(A), B(iv) because it results from a continuance granted by the Court at
19 defendant's request on the basis of the Court's finding that the ends of justice served by taking
20 such action outweigh the best interest of the public and the defendant in a speedy trial.

21 g) As to Vanessa ARAUZA, for the purpose of computing time under the Speedy
22 Trial Act, 18 U.S.C. § 3161, et seq., within which trial must commence, the time period of
23 November 15, 2023 to April 29, 2024, inclusive, is deemed excludable pursuant to 18 U.S.C. §
24 3161(h)(7)(A), B(iv) because it results from a continuance granted by the Court at defendant's
25 request on the basis of the Court's finding that the ends of justice served by taking such action
26 outweigh the best interest of the public and the defendant in a speedy trial.

27 5. Nothing in this stipulation and order shall preclude a finding that other provisions of the
28 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial

1 must commence.

2 IT IS SO STIPULATED.

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4 Dated: November 7, 2023

PHILLIP A. TALBERT
United States Attorney

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6 /s/ JUSTIN J. GILIO
JUSTIN J. GILIO
Assistant United States Attorney

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9 Dated: November 7, 2023

/s/ Michael Garey
Michael Garey
Counsel for Defendant
Pedro Sanchez

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13 Dated: November 7, 2023

/s/ Ryan Roth
Ryan Roth
Counsel for Defendant
Vanessa ARAUZA

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20 **ORDER**

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22 IT IS SO ORDERED.

23 DATED: 11/8/2023

Sheila K. Oberto
THE HONORABLE SHEILA K. OBERTO
UNITED STATES MAGISTRATE JUDGE